

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office DEC 04 2000

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed DEC 04 2000 under 67000

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The applicant **Brown Sand Inc.**, hereby make application for permission to change the  
**Point of Diversion** of water heretofore appropriated under **Permit 60107**

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1. The source of water is **underground**
2. The amount of water to be changed **0.46 CFS, but not to exceed 320.0 acre-feet annually**
3. The water to be used for **irrigation purposes**
4. The water heretofore permitted for **irrigation purposes**
5. The water is to be diverted at the following point **within the SW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 29, T.19N., R.27E., M.D.B.&M., or at a point from which the West one-quarter (W $\frac{1}{4}$ ) corner of said Section 29 bears South 89°34'11" West, a distance of 2,777 feet.**
6. The existing permitted point of diversion is located within **the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 29, T.19N., R.27E., M.D.B.&M., or at a point from which the West one-quarter (W $\frac{1}{4}$ ) corner of said Section 29 bears South 89°37'13" West, a distance of 2,826 feet.**
7. Proposed place of use **unchanged**
8. Existing place of use **portions of Section 29 & 31, T.19N., R.27E., M.D.B.&M.; (see attached sheet).**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **drilled well, pump, motor, pipelines and sprinkler systems.**
12. Estimated cost of works \_\_\_\_\_
13. Estimated time required to construct works **complete**
14. Estimated time required to complete the application of water to beneficial use **complete**
15. Remarks: **This application is being filed to reflect the actual location of the drilled well.**

By **R.O. ANDERSON ENGINEERING, INC.**  
**Robert O. Anderson, P.E.**  
**s/Robert O. Anderson**  
**1603 Esmeralda Avenue, P.O. Box 2229**  
**Minden, Nevada 89423**

Compared cmf/ kdg ds/cmf

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 60107 is issued subject to the terms and conditions imposed in said Permit 60107 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 60108, 60109, 60110, 60114, 60115, 67000, 67001, 67002 and 67003 shall not exceed 2724.1 acre-feet annually for the irrigation of 693.1 acres.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

Any well drilled under this permit shall be drilled in what has been described in the United States Geological Survey Water Supply Paper 2263 as the intermediate alluvial aquifer. In no instance shall the seal on this well be less than 100 feet below ground level.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.46 cubic feet per second, **but not to exceed 320.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.**

Work must be prosecuted with reasonable diligence and be completed on or before:

April 26, 2002

Proof of completion of work shall be filed before:

May 26, 2002

Water must be placed to beneficial use on or before:

April 26, 2004

Proof of the application of water to beneficial use shall be filed on or before:

May 26, 2004

Map in support of proof of beneficial use shall be filed on or before:

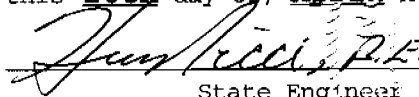
May 26, 2004

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office;

this 26th day of, April A.D. 2001

  
State Engineer

Completion of work filed WAIVED

Proof of beneficial use filed DEC 06 2001

Cultural map filed DEC 06 2001 under 67000

Certificate No. 15978 Issued DEC 17 2001

**BROWN SAND, INC.  
SUMMARY OF PLACE OF USE**

**SECTION 29, T.19N., R.27E., M.D.B.&M.**

DESCRIPTION	EXISTING & PROPOSED PLACE OF USE (AC.)
SW $\frac{1}{4}$ NW $\frac{1}{4}$	33.2
SE $\frac{1}{4}$ NW $\frac{1}{4}$	15.5
SW $\frac{1}{4}$ NE $\frac{1}{4}$	38.8
NW $\frac{1}{4}$ SW $\frac{1}{4}$	14.4
NE $\frac{1}{4}$ SW $\frac{1}{4}$	36.1
SE $\frac{1}{4}$ SW $\frac{1}{4}$	29.1
NW $\frac{1}{4}$ SE $\frac{1}{4}$	32.1
SW $\frac{1}{4}$ SE $\frac{1}{4}$	30.3
SUBTOTAL	229.5

**SECTION 31, T.19N., R.27E., M.D.B.&M.**

DESCRIPTION	EXISTING & PROPOSED PLACE OF USE (AC.)
LOT 1	24.8
NE $\frac{1}{4}$ NW $\frac{1}{4}$	24.0
LOT 2	32.1
SE $\frac{1}{4}$ NW $\frac{1}{4}$	30.2
LOT 3	28.3
NE $\frac{1}{4}$ SW $\frac{1}{4}$	26.5
LOT 4	30.6
SE $\frac{1}{4}$ SW $\frac{1}{4}$	27.7
NE $\frac{1}{4}$ NE $\frac{1}{4}$	28.8
SW $\frac{1}{4}$ NE $\frac{1}{4}$	31.1
SE $\frac{1}{4}$ NE $\frac{1}{4}$	28.4
NW $\frac{1}{4}$ NE $\frac{1}{4}$	30.6
NE $\frac{1}{4}$ SE $\frac{1}{4}$	30.6
NW $\frac{1}{4}$ SE $\frac{1}{4}$	32.3
SW $\frac{1}{4}$ SE $\frac{1}{4}$	30.1
SE $\frac{1}{4}$ SE $\frac{1}{4}$	27.5
SUBTOTAL	463.6